

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

William Edward Ferguson,

Petitioner

v.

Joe Lombardo, et al.,


Respondents

Case No.: 2:21-cv-01658-JAD-NJK

**Order Directing Petitioner to Pay Fee or
Submit IFP Application**

Petitioner, a Nevada state prisoner, has submitted a *pro se* petition for writ of habeas corpus¹ along with an application to proceed *in forma pauperis*, but he failed to submit the required financial certificate or inmate account statement. As a result, this matter has not been properly commenced and is subject to dismissal.² But because it is unclear from the papers presented whether a dismissal without prejudice would materially affect a later analysis of any timeliness issue with regard to a new action, I will give petitioner one last chance to correct this deficiency.

IT IS THEREFORE ORDERED that **petitioner has until November 4, 2021, to either (1) pay the \$5.00 filing fee or (2) submit a financial certificate completed and signed by an authorized officer and an inmate account statement for the past six months.** Failure to do so may result in the dismissal of this action without prejudice. The Clerk is directed to RETAIN THE PETITION but not file it at this time.


 U.S. District Judge Jennifer A. Dorsey
 Dated: October 4, 2021

¹ ECF No. 1-1.

² 28 U.S.C. § 1915(a)(2) and Local Rule LSR 1-2.